

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

City of Bethlehem, Pennsylvania,  
Individually and on behalf of all others  
Similarly situated,

Plaintiff,

Civil No. 05-2883 (RHK/JSM)

vs.

**DISQUALIFICATION AND  
ORDER FOR REASSIGNMENT**

Guidant Corporation, Cardiac  
Pacemakers, Inc., Guidant Sales  
Corporation,

Defendants.

The above-entitled matter has been assigned to the undersigned, a Judge of the above Court. Pursuant to Title 28, United States Code § 455, the undersigned recuses himself from hearing this matter. Accordingly,

**IT IS HEREBY ORDERED**, that pursuant to this Court's Assignment of Cases Order dated February 10, 2003, the above-captioned action shall be resubmitted to the Clerk of Court for reassignment.

**IT IS FURTHER ORDERED**, that a copy of this Order shall be filed in the above-captioned case.

Dated: December 20, 2005

s/Richard H. Kyle  
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RICHARD H. KYLE  
United States District Judge